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THE HON. JOHN C. COUGHENOUR

9 UNITED STATES DISTRICT COURT

10 WESTERN DISTRICT OF WASHINGTON, SEATTLE

11 **JAMES S. GORDON, Jr., a married**
12 **individual, d/b/a**
13 **'GORDONWORKS.COM',**

14 Plaintiff,

15 v.

16 **VIRTUMUNDO, INC, a Delaware**
17 **corporation, d/b/a**
18 **ADNOWLEDGEEMAIL.COM;**
19 **ADKNOWLEDGE, INC., a Delaware**
20 **corporation, d/b/a**
21 **ADKNOWLEDGEEMAIL.COM;**
22 **SCOTT LYNN, an individual; and**
23 **JOHN DOES, I-X,**

24 Defendants.

25 **NO. CV06-0204JCC**

DECLARATION OF
JONATHAN GORDON
IN SUPPORT OF PLAINTIFF'S
MOTION FOR PARTIAL
SUMMARY JUDGMENT

26 Jonathan Gordon, declares as follows:

27 1. I, Jonathan Gordon am over the age of 18, of sound mind, and am otherwise competent to

28 DECLARATION OF JONATHAN GORDON
29 IN SUPPORT OF PLAINTIFF'S MOTION FOR PARTIAL
30 SUMMARY JUDGMENT
31 DISMISS GORDON v. VIRTUMUNDO GROUP, INC.

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33 **MERKLE SIEGEL & FRIEDRICHSEN**
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35 **Seattle, WA 98101**
36 **Phone: 206-624-9392**
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1 to testify.

2 During the period of time that all emails received by me which are subject of this lawsuit,

3 I was a Washington State resident.

4 Since June 17, 2005, I have been the registrant of the internet domain 'jaykaysplace.com'.

5 All email addresses at the 'jaykaysplace.com' domain are held by Washington State
6 residents.

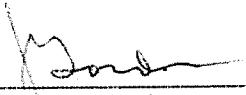
7 5. At all times since I registered the 'jaykaysplace.com' domain the information of my
8 Washington residency has been available through my domain registrar, and directly from me to
9 anyone who would inquire.

10 6. My domain is hosted by Omni Innovations, LLC. on its server.

11 7. I have received multiple commercial emails sent to email addresses at my domain from
12 defendants in this lawsuit.

13 I swear under the penalty of perjury under the laws of the State of Washington, that the
14 foregoing is true and correct.

15 EXECUTED this 17th day of December, 2006

16  
17 Jonathan Gordon

20 Certificate of Service

21 I, hereby, certify that on December 18, 2006, I filed this affidavit with this Court via
22 approved electronic filing, and served the following:

22 Attorneys for Defendants: Derek Newman

23 
24 Adana Lloyd

25 DECLARATION OF
IN SUPPORT OF PLAINTIFF'S MOTION FOR PARTIAL
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